

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

**Plaintiff.**

V.

GREGORY D. STEWART,

## Defendant.

NO: 2:17-CR-55-RMP

**ORDER GRANTING  
GOVERNMENT'S MOTION FOR  
PROTECTIVE ORDER**

**BEFORE THE COURT** is the Government's motion for a protective order,

ECF No. 24. The Court has reviewed the motion, the record, and is fully informed.

The Government represents that Defendant's counsel does not object to the

Government's motion. ECF No. 24 at 1. The Court further finds that the

allegations in this matter indicate a “significant possibility” that disclosure of the

minor's name or other information concerning the minor's identity would be

detrimental to the minor, which warrants entry of a protective order under the

<sup>1</sup>relevant statute. 18 U.S.C. § 3509(d)(3).

1 / 1

1 Accordingly, **IT IS HEREBY ORDERED:**

2 1. The Government's Motion for a Protective Order, **ECF No. 24**, is

3 **GRANTED.**

4 2. The parties shall be bound by the following provisions:

5 **PROTECTIVE ORDER**

6 **IT IS HEREBY ORDERED**, that the privacy protection measures outlined  
7 by 18 U.S.C. § 3509(d), when a case involves a person under the age of eighteen  
8 years who is alleged to be a victim of a crime of sexual exploitation, or a witness to  
9 a crime committed against another person, apply to this case, thus;

10 **IT IS FURTHER ORDERED** that all persons acting in this case in a  
11 capacity described in 18 U.S.C. § 3509(d)(1)(B), shall follow and abide by the  
12 privacy protections of 18 U.S.C. § 3509(d)(1) and (2) as follows:

13 (d) Privacy protection.—

14 (1) Confidentiality of information.—

15 (A) A person acting in a capacity described in  
16 subparagraph (B) in connection with a criminal  
proceeding shall—

17 (i) keep all documents that disclose the  
name or any other information  
concerning a child in a secure place to  
which no person who does not have  
reason to know their contents has access;  
and

18 (ii) disclose documents described in clause  
19 (i) or the information in them that  
concerns a child only to persons who, by

1 reason of their participation in the  
2 proceeding, have reason to know such  
information.

3 (B) Subparagraph (A) applies to—

- 4 (i) all employees of the Government  
5 connected with the case, including  
6 employees of the Department of Justice,  
7 any law enforcement agency involved in  
the case, and any person hired by the  
Government to provide assistance in the  
proceeding;
- 8 (ii) employees of the court;
- 9 (iii) the defendant and employees of the  
10 defendant, including the attorney for the  
11 defendant and persons hired by the  
defendant or the attorney for the  
12 defendant to provide assistance in the  
proceeding; and
- 13 (iv) members of the jury.

14 (2) Filing under seal.—All papers to be filed in court that  
disclose the name of or any other information  
concerning a child shall be filed under seal without  
necessity of obtaining a court order. The person who  
makes the filing shall submit to the clerk of the court-

- 15 -
- 16 (A) the complete paper to be kept under seal; and
- 17 (B) the paper with the portions of it that disclose  
18 the name of or other information concerning a  
19 child redacted, to be placed in the public  
record.

20 **IT IS FURTHER ORDERED** that counsel shall remind all persons

21 providing assistance on this case of these obligations.

1           **IT IS FURTHER ORDERED** that any alleged minor victim will be  
2 referred to either by initials or a pseudonym, whichever is agreed upon by counsel  
3 for the United States and the Defendant. Counsel shall be consistent in their use of  
4 the identifier selected. The parties shall prepare their witnesses and instruct them  
5 to refer to the alleged minor victims only by using the agreed pseudonyms (e.g.,  
6 "Jane Doe 1", "Jane Doe 2" etc.), rather than their names, in opening statements  
7 and in closing arguments.

8           **IT IS FURTHER ORDERED** that all personal information that may  
9 violate the privacy of any minor victim shall be safeguarded from public  
10 disclosure.

11 The District Court Clerk is directed to enter this Order and provide copies to  
12 counsel.

13 | DATED May 5, 2017.

---

*s/ Rosanna Malouf Peterson*  
ROSANNA MALOUF PETERSON  
United States District Judge